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**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING
REJECTION OVER A "PRIOR" PATENT**Docket Number (Optional)
3PD-M-8495 US

In re Application of: Ashok Singhal et al.

Application No.: 09/751,649

Filed: December 29, 2000

For: Communication Link Protocol Optimized for Storage Architecture

The owner*, 3PARdata, Inc., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term **prior patent** No. 6,973,484 as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said **prior patent** is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the **prior patent** are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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- is found invalid by a court of competent jurisdiction;
- is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321;
- has all claims canceled by a reexamination certificate;
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2. ☒ The undersigned is an attorney or agent of record. Reg. No. 46,235

/David C Hsia/
Signature

December 26, 2006
Date

David C. Hsia
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408-382-0480
Telephone Number

- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) included.

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